## IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

UNITED STATES OF AMERICA,

Plaintiff.

v.

DOCKET NO. 1:16-CR-116

SETH WILLIS PICKERING

**DEFENDANT'S NOTICE OF APPEAL** 

Defendant.

COMES NOW, the Defendant, Seth Willis Pickering, by and through his counsel, S. Frederick Winiker, III, and Assistant Federal Defender Mary Ellen Coleman, and, pursuant to Rule 4 of the Federal Rules of Appellate Procedure, hereby gives notice of appeal of his conviction, judgment, and sentence by the District Court (Doc 63 – Judgment, September 5, 2018), to the United States Court of Appeals for the Fourth Circuit.

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The Defendant had been found indigent by the District Court and asks that counsel be appointed for appeal. Undersigned counsel hereby move to withdraw for purposes of appeal and otherwise request that they not be appointed on appeal so that effective assistance may be properly reviewed. At the request of the Defendant, undersigned counsel will remain counsel of record for the remaining District Court matters in this case.

Respectfully submitted this 26th day of September, 2018.

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## CERTIFICATE OF SERVICE

I hereby certify that a copy of the forgoing was served by electronic delivery upon the following:

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Respectfully submitted this 26th day of September, 2018.

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## s/ Mary Ellen Coleman

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